

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
ANDREW PETER SOLOMON,  
  
Defendant.

No. CR19-142 RAJ  
  
ORDER VACATING TRIAL  
DATE AND SETTING STATUS  
HEARING

THIS COURT having considered the parties' Joint Motion For an Order Addressing the Continuance of the Trial Date, and the facts set forth therein, and General Order 08-20 of the United States District Court for the Western District of Washington addressing measures to reduce the spread and health risks from COVID-19, which is incorporated herein by reference, hereby FINDS as follows:

1. In light of the recommendations made by the Centers for Disease Control and Prevention (CDC) and Public Health for Seattle and King County regarding social distancing measures required to stop the spread of this disease, as well as the lack of the type of personal protective equipment necessary to ensure the health and safety of all participants, it is not possible at this time to proceed with a jury trial on the currently scheduled date of June 8, 2020.

2. Further, because of the recommendations that individuals at higher risk of contracting this disease – including individuals with underlying health conditions,

1 individuals age 60 and older, and individuals who are pregnant – avoid large groups of  
2 people, at this time, it would be difficult, if not impossible, to get a jury pool that would  
3 represent a fair cross section of the community. Based on the recommendations, it would  
4 also be medically inadvisable to do so.

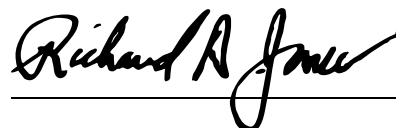
5 3. As a result, the failure to grant a continuance of the trial date in this case would  
6 likely result in a miscarriage of justice. Pursuant to 18 U.S.C. § 3161(h)(7)(A), the ends of  
7 justice served by continuing the trial in this case outweigh the best interest of the public and  
8 the defendant to a speedy trial.

9 IT IS THEREFORE ORDERED that the parties' Joint Motion (Dkt. #35) is  
10 GRANTED. The trial date of June 8, 2020 is VACATED.

11 IT IS FURTHER ORDERED the parties shall participate in a status conference on  
12 **August 7, 2020, at 1:30 p.m.** The purpose of the status conference will be discuss a date on  
13 which the trial can be scheduled and take place without any potential impact on the health of  
14 all participants or the community.

15 IT IS FURTHER ORDERED that the time between the date of this Order and July 31,  
16 2020, the excludable time set forth in General Order 08-20, is excluded in computing the  
17 time within which trial must commence because the ends of justice served by granting this  
18 continuance outweigh the best interest of the public and the defendant in a speedy trial. 18  
19 U.S.C. § 3161(h)(7)(A).

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21 DATED this 21st day of May, 2020.

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24 The Honorable Richard A. Jones  
25 United States District Judge  
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